IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

TUESDAY, THE 27TH NOVEMBER 2007 / 6TH AGRAHAYANA 1929

Crl.Rev.Pet.No. 1343 of 2006()

CRA. NOS. 183/2004, 163/2004 of II ADDL. SESSIONS COURT, PALAKKAD
CC.819/2001 of JUDL.MAGISTRATE OF FIRST CLASS COURT, ALATHUR

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REVN. PETITIONER: APPELLANT/ACCUSED

K.A.DEVI,
PRESIDENT, ALATHUR TALUK RUBBER ULPANNA VANITHA VYAVASAYA SAHAKARANA SANGAM,
PANNIYANKARA POST, ALATHUR.

BY ADV. SRI.K.ANAND

RESPONDENTS: STATE AND COMPLAINANT

1. MATHEW SEBASTIAN,
S/O.SEBASTIAN, PRESIDENT OF RUBBER PRODUCER'S SOCIETY, KALLINGALPADAM, THENGUMPALLAYIL VEEDU,
KALLINGALPADAM, PANNIYANKARA POST,
ALATHUR, PALAKKAD.

2. SALINAMMA, VICE PRESIDENT,
ALATHUR TALUK RUBBER ULPANNA VANITHA VYAVASAYA SAHAKARANA SANGAM, PANNIYANKARA POST,
ALATHUR.

3. STATE OF KERALA,
REP. BY PUBLIC PROSECUTOR,
HIGH COURT OF KERALA.

BY ADV. SRI.ROJO J.THURUTHIPARA
SRI.P.C.THOMAS
SRI. C.M. NAZAR, PUBLIC PROSECUTOR

THIS CRIMINAL REVISION PETITION HAVING BEEN FINALLY HEARD ON 27/11/2007, ALONG WITH CRL.R.P. NO. 4236/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

ORDER ON CRL. M.A. NO. 3799/2006 IN CRL.R.P. NO. 1343/2006

DISMISSED

27.11.2007 SD/- V.RAMKUMAR, JUDGE.

/True Copy/

P.A to Judge.

V. RAMKUMAR , J

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Crl..R.P. Nos. 1343 of 2006 & 4236 of 2007

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Dated this the 27th day of November, 2007.

ORDER

The revision petitioners are the accused Nos. 1 and 2 respectively in C.C. No. 819/2001 on the file of the Judicial First Class Magistrate, Alathur which was a prosecution under Section 138 of the Negotiable Instruments Act in respect of a cheque for a sum of Rs. 82,829/-. Both the revision petitioners were convicted by the courts below concurrently. Thus, the above revisions are filed challenging the conviction entered and the sentence passed against them.

2. Pending the revisions, the parties have settled the matter. Crl.M.A. No. 12508 of 2007 has been filed jointly by the complainant as well as the two accused persons. The said petition has been signed by both the parties and their respective counsels. The composition is recorded and it will have the effect of an acquittal of the revision petitioners of the offence punishable under Section 138 of the Negotiable Instruments Act in view of Section 320(8) Cr.P.C.

The revision petitions are disposed of as above.

V. RAMKUMAR, JUDGE.

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